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NO. 2354 E. 6/75

MAR 01 2005

PATENT
Docket No: DEAV2001/0005 **USNP**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Strobel, et al.

Examiner: **Deepak R. Rao**

Application No.: **10/073,307**

Art Unit: **1624**

Filed: **February 13, 2002**

Title: **Acylated 1, 2, 3, 4-Tetrahydronaphthyl
Amines and Their Use as Pharmaceutical
Agents**

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AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION PURSUANT TO 37 C.F.R. § 1.116

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir,

This paper is submitted in response to the Final Office Action mailed August 11, 2004 (hereinafter "Final Action"). Applicants also file concurrently herewith a Petition under 37 C.F.R. §1.136(a) to extend the time for response for three months, or until February 11, 2005. Furthermore, Applicants concurrently file herewith a notice of appeal.

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PATENT

Docket No: DEAV2001/0005 US NP

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In re Application of
Strobel, et al.

Examiner: **Deepak Rao**

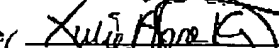
Art Unit: **1624**

Application No.: **10/073,307**

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Title: **Acylated 1, 2, 3, 4-Tetrahydronaphthyl
Amines and Their Use as Pharmaceutical
Agents**

Total Pages (including cover): **75**

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COMMUNICATION

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir,

On Friday, February 11, 2005, Applicants faxed a Response to Final Rejection for the above-captioned case (73 pages total). The fax confirmation sheet (attached hereto as "Exhibit A") indicates that all 73 pages of the submission were transmitted successfully. However, the U.S.P.T.O. AutoReply indicates that only 18 total pages of the 73 were received, the first page being original page 58, of 73. Per the Applicants' discussion with Examiner Rao over the telephone, submitted herewith are all 73 pages as originally faxed.

Respectfully submitted,

Date: February 15, 2005


Julie Anne Knight, Reg. No. 48,867
Attorney for Applicant

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Bridgewater, NJ 08807-0800
Telephone (908) 231-3679
Telefax (908) 231-2626
Aventis Docket No. DEAV2001/0005 US NP

EXH FEB. 15. 2005 2:14PM

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NO. 2354 P. 2/75

* * * COMMUNICATION RESULT REPORT (FEB. 11. 2005 3:18PM) * * *

TRANSMITTED/STORED
FILE MODE

2190 MEMORY TX

ACTION DUE
OPTION

DUE DATE

REASON FOR ERROR
E-1) NO PAYMENT RECEIVED
E-2) BUSY
E-3) NO FACSIMILE CONNECTION

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ATTY

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FAX HEADER 2:

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Notice of appeal Deadline 9/11/05

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12-24-05

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RESULT

OK

PAGE

73/73

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Approved for use through 07/31/2005, OMB 0091-0001
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCETRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

73

Application Number

10/078,907

Filing Date

February 13, 2002

First Named Inventor

Hartmut STROBEL et al.

Art Unit

1624

Examiner Name

RAO, Deepak

Attorney Docket Number

DEAV2001/0005 US NP

ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
☐ Fee Attached
☒ Amendment/Reply
☒ After Final
☐ Affidavit/declaration(s)
☒ Extension of Time Request
☐ Express Abandonment Request
☐ Information Disclosure Statement
☐ Certified Copy of Priority Document(s)
☐ Reply to Missing Parts/
 Incomplete Application
☐ Reply to Missing Parts
 under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
☐ Licensing-related Papers
☐ Petition
☐ Petition to Convert to a
 Provisional Application
☐ Power of Attorney, Revocation
 Change of Correspondence Address
☐ Terminal Disclaimer
☐ Request for Refund
☐ CD, Number of CD(s)
☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
☐ Appeal Communication to Board
 of Appeals and Interferences
☒ Appeal Communication to TC
 (Appeal Notice, Brief, Reply Brief)
☐ Proprietary Information
☐ Status Letter
☐ Other Enclosure(s) (please identify
 below):

Remarks

Amendment and Response Pursuant to Final Office Action Under 37 C.F.R. §1.116

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name
AVENTIS PHARMACEUTICALS INC.

Signature

Printed name

Julie Anne KNIGHT

Date

February 11, 2005

Reg. No.

48,867

CERTIFICATE OF TRANSMISSION/MAILING

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Signature

Renée McGinnis

Typed or printed name

Renée McGinnis

Date

February 11, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/S521 (25-04)


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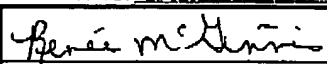
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/073,307	
	Filing Date	February 13, 2002	
	First Named Inventor	Hartmut STROBEL et al.	
	Art Unit	1624	
	Examiner Name	RAO, Deepak	
Total Number of Pages in This Submission	73	Attorney Docket Number	DEAV2001/0005 US NP

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks Amendment and Response Pursuant to Final Office Action Under 37 C.F.R. §1.116		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	AVENTIS PHARMACEUTICALS INC.		
Signature			
Printed name	Julie Anne KNIGHT		
Date	February 11, 2005	Reg. No.	48,867

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Signature			
Typed or printed name	Renee McGinnis	Date	February 11, 2005

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